

IN THE UNITED STATES BANKRUPTCY COURT, DISTRICT OF PUERTO RICO

IN RE: EDUARDO OTERO PRIETO
YVETTE LA PORTE CAQUIAS

Bkrty. No. 10-09826-BKT

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES
AND REPORT ON CONFIRMATION

Petition Filing Date: <u>Oct 20, 2010</u>	Meeting Date: <u>Feb 08, 2011</u>	DC Track No. <u>9</u>						
Days from petition date: <u>111</u>	Meeting Time: <u>10:00 AM</u>							
910 Days before Petition: <u>4/23/2008</u>	<input type="checkbox"/> Chapter 13 Plan Date: <u>Feb 02, 2011 Dkt.# 15</u>	<input type="checkbox"/> Amended.						
This is debtor(s) <u>Bankruptcy petition.</u>	Plan Base: <u>\$23,360.00</u>							
This is the <u>Scheduled Meeting</u>	Confirmation Hearing Date: <u>Dec 29, 2010</u>	Time: <u>2:30 PM</u>						
Payment(s) <input type="checkbox"/> Received or <input type="checkbox"/> Evidence shown at meeting:	<table border="1" style="width:100%"> <thead> <tr> <th>Ck/MO No.</th> <th>Date</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Ck/MO No.	Date	Amount				Total Paid In: <u>\$0.00</u>
Ck/MO No.	Date	Amount						

I. Appearances: <input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference		<input type="checkbox"/> Creditor(s) present: <input checked="" type="checkbox"/> None.
<input type="checkbox"/> Debtor Present	<input type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Debtor Absent	
<input type="checkbox"/> Joint Debtor Present	<input type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Joint Debtor Absent	
Debtor(s) was/were <input type="checkbox"/> Examined <input type="checkbox"/> Not Examined under oath.		
Attorney for Debtor(s) <input type="checkbox"/> Present <input type="checkbox"/> Not Present		
<input type="checkbox"/> Substitute attorney: <input type="checkbox"/> Pro-se.		

II. Attorneys Fees as per R 2016(b) Statement		Attorney of record: <u>JOSE PRIETO CARBALLO*</u>
Total Agreed: <u>\$3,000.00</u>	Paid Pre-Petition: <u>\$136.00</u>	Outstanding: <u>\$2,864.00</u>
		THROUGH THE PLAN

III. Trustee's will file Motion to Dismiss: ☐ For Failure to appear; ☐ For Failure to commence payments.

IV. Trustee's Report on Confirmation & Status of §341 Meeting

Debtor(s) Income is (are) ☐ Under ☐ Above Median Income. Liquidation Value: _____

Commitment Period is ☐ 36 ☐ 60 months. [§1325(b)(1)(B)] Gen. Unsecured Pool: _____

The Trustee ☐ RECOMMENDS ☐ OBJECTS Plan confirmation.

§341 Meeting ☒ CONTINUED ☐ NOT HELD ☐ CLOSED ☐ HELD OPEN FOR ___ DAYS

§341 Meeting Rescheduled for: To be notified

V. Trustee's OBJECTIONS to Confirmation:

☐ FEASIBILITY [§1325(a)(6)] ☐ INSUFFICIENTLY FUNDED ☐ To pay §507 ☐ Fails Creditor's Best Interest Test §1325(A)(4)

☐ FAILS DISPOSABLE INCOME REQUIREMENTS ☐ Tax returns requirements. [§1308]

☐ Failure to comply with DSO requirements ☐ Plan not filed in Good Faith §1325(a)(3) ☐ Unfair Discrimination §1322(a)(3)

ADDITIONAL OBJECTIONS / COMMENTS:

1) Debtor will become current within 5 days.

2) Debtor will provide tax returns within 10 days.

or Trustee will file a motion to dismiss.

/s/ José R. Carrión
Trustee

gmk
Presiding Officer